

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Freedom of Information Act is amended by
5 changing Section 7.5 as follows:

6 (5 ILCS 140/7.5)

7 Sec. 7.5. Statutory exemptions. To the extent provided for
8 by the statutes referenced below, the following shall be exempt
9 from inspection and copying:

10 (a) All information determined to be confidential
11 under Section 4002 of the Technology Advancement and
12 Development Act.

13 (b) Library circulation and order records identifying
14 library users with specific materials under the Library
15 Records Confidentiality Act.

16 (c) Applications, related documents, and medical
17 records received by the Experimental Organ Transplantation
18 Procedures Board and any and all documents or other records
19 prepared by the Experimental Organ Transplantation
20 Procedures Board or its staff relating to applications it
21 has received.

22 (d) Information and records held by the Department of
23 Public Health and its authorized representatives relating

1 to known or suspected cases of sexually transmissible
2 disease or any information the disclosure of which is
3 restricted under the Illinois Sexually Transmissible
4 Disease Control Act.

5 (e) Information the disclosure of which is exempted
6 under Section 30 of the Radon Industry Licensing Act.

7 (f) Firm performance evaluations under Section 55 of
8 the Architectural, Engineering, and Land Surveying
9 Qualifications Based Selection Act.

10 (g) Information the disclosure of which is restricted
11 and exempted under Section 50 of the Illinois Prepaid
12 Tuition Act.

13 (h) Information the disclosure of which is exempted
14 under the State Officials and Employees Ethics Act, and
15 records of any lawfully created State or local inspector
16 general's office that would be exempt if created or
17 obtained by an Executive Inspector General's office under
18 that Act.

19 (i) Information contained in a local emergency energy
20 plan submitted to a municipality in accordance with a local
21 emergency energy plan ordinance that is adopted under
22 Section 11-21.5-5 of the Illinois Municipal Code.

23 (j) Information and data concerning the distribution
24 of surcharge moneys collected and remitted by wireless
25 carriers under the Wireless Emergency Telephone Safety
26 Act.

1 (k) Law enforcement officer identification information
2 or driver identification information compiled by a law
3 enforcement agency or the Department of Transportation
4 under Section 11-212 of the Illinois Vehicle Code.

5 (l) Records and information provided to a residential
6 health care facility resident sexual assault and death
7 review team or the Executive Council under the Abuse
8 Prevention Review Team Act.

9 (m) Information provided to the predatory lending
10 database created pursuant to Article 3 of the Residential
11 Real Property Disclosure Act, except to the extent
12 authorized under that Article.

13 (n) Defense budgets and petitions for certification of
14 compensation and expenses for court appointed trial
15 counsel as provided under Sections 10 and 15 of the Capital
16 Crimes Litigation Act. This subsection (n) shall apply
17 until the conclusion of the trial of the case, even if the
18 prosecution chooses not to pursue the death penalty prior
19 to trial or sentencing.

20 (o) Information that is prohibited from being
21 disclosed under Section 4 of the Illinois Health and
22 Hazardous Substances Registry Act.

23 (p) Security portions of system safety program plans,
24 investigation reports, surveys, schedules, lists, data, or
25 information compiled, collected, or prepared by or for the
26 Regional Transportation Authority under Section 2.11 of

1 the Regional Transportation Authority Act or the St. Clair
2 County Transit District under the Bi-State Transit Safety
3 Act.

4 (q) Information prohibited from being disclosed by the
5 Personnel Records Review Act.

6 (r) Information prohibited from being disclosed by the
7 Illinois School Student Records Act.

8 (s) Information the disclosure of which is restricted
9 under Section 5-108 of the Public Utilities Act.

10 (t) All identified or deidentified health information
11 in the form of health data or medical records contained in,
12 stored in, submitted to, transferred by, or released from
13 the Illinois Health Information Exchange, and identified
14 or deidentified health information in the form of health
15 data and medical records of the Illinois Health Information
16 Exchange in the possession of the Illinois Health
17 Information Exchange Authority due to its administration
18 of the Illinois Health Information Exchange. The terms
19 "identified" and "deidentified" shall be given the same
20 meaning as in the Health Insurance Portability and
21 Accountability Act of 1996, Public Law 104-191, or any
22 subsequent amendments thereto, and any regulations
23 promulgated thereunder.

24 (u) Records and information provided to an independent
25 team of experts under Brian's Law.

26 (v) Names and information of people who have applied

1 for or received Firearm Owner's Identification Cards under
2 the Firearm Owners Identification Card Act or applied for
3 or received a concealed carry license under the Firearm
4 Concealed Carry Act, unless otherwise authorized by the
5 Firearm Concealed Carry Act; and databases under the
6 Firearm Concealed Carry Act, records of the Concealed Carry
7 Licensing Review Board under the Firearm Concealed Carry
8 Act, and law enforcement agency objections under the
9 Firearm Concealed Carry Act.

10 (w) Personally identifiable information which is
11 exempted from disclosure under subsection (g) of Section
12 19.1 of the Toll Highway Act.

13 (x) Information which is exempted from disclosure
14 under Section 5-1014.3 of the Counties Code or Section
15 8-11-21 of the Illinois Municipal Code.

16 (y) Confidential information under the Adult
17 Protective Services Act and its predecessor enabling
18 statute, the Elder Abuse and Neglect Act, including
19 information about the identity and administrative finding
20 against any caregiver of a verified and substantiated
21 decision of abuse, neglect, or financial exploitation of an
22 eligible adult maintained in the Registry established
23 under Section 7.5 of the Adult Protective Services Act.

24 (z) Records and information provided to a fatality
25 review team or the Illinois Fatality Review Team Advisory
26 Council under Section 15 of the Adult Protective Services

1 Act.

2 (aa) Information which is exempted from disclosure
3 under Section 2.37 of the Wildlife Code.

4 (bb) Information which is or was prohibited from
5 disclosure by the Juvenile Court Act of 1987.

6 (cc) Recordings made under the Law Enforcement
7 Officer-Worn Body Camera Act, except to the extent
8 authorized under that Act.

9 (dd) Information that is prohibited from being
10 disclosed under Section 45 of the Condominium and Common
11 Interest Community Ombudsperson Act.

12 (ee) ~~(ed)~~ Information that is exempted from disclosure
13 under Section 30.1 of the Pharmacy Practice Act.

14 (ff) Records that are exempt from disclosure under
15 Section 1A-16.6 of the Election Code.

16 (Source: P.A. 98-49, eff. 7-1-13; 98-63, eff. 7-9-13; 98-756,
17 eff. 7-16-14; 98-1039, eff. 8-25-14; 98-1045, eff. 8-25-14;
18 99-78, eff. 7-20-15; 99-298, eff. 8-6-15; 99-352, eff. 1-1-16;
19 99-642, eff. 7-28-16; 99-776, eff. 8-12-16; 99-863, eff.
20 8-19-16; revised 9-1-16.)

21 Section 10. The Election Code is amended by changing
22 Sections 1A-16.6 and 1A-16.8 and by adding Sections 1-16,
23 1A-16.1, 1A-16.2, and 1A-16.9 as follows:

24 (10 ILCS 5/1-16 new)

1 Sec. 1-16. Election authorities; notices by electronic
2 mail. If an election authority is required by law to send an
3 election-related notice to an individual, that election
4 authority may send that notice solely by electronic mail if the
5 individual provides a current e-mail address to the election
6 authority and authorizes the election authority to send notices
7 by electronic mail. For the purposes of this Section, the term
8 "notice" does not include a ballot or any notice required under
9 Sections 16.5 or 16.6 of this Code.

10 (10 ILCS 5/1A-16.1 new)

11 Sec. 1A-16.1. Automatic voter registration; Secretary of
12 State.

13 (a) The Office of the Secretary of State and the State
14 Board of Elections, pursuant to an interagency contract and
15 jointly-adopted rules, shall establish an automatic voter
16 registration program that satisfies the requirements of this
17 Section and other applicable law.

18 (b) If an application for a driver's license, other than a
19 temporary visitor's driver's license, or a State
20 identification card issued by the Office of the Secretary of
21 State meets the requirements of the federal REAL ID Act of
22 2005, then that application shall serve as a dual-purpose
23 application. The dual-purpose application shall:

24 (1) also serve as an application to register to vote in
25 Illinois;

1 (2) allow an applicant to change his or her registered
2 residence address or name as it appears on the voter
3 registration rolls;

4 (3) provide the applicant with an opportunity to
5 affirmatively decline to register to vote or to change his
6 or her registered residence address or name by providing a
7 check box on the application form without requiring the
8 applicant to state the reason; and

9 (4) unless the applicant declines to register to vote
10 or change his or her registered residence address or name,
11 require the applicant to attest, by signature under penalty
12 of perjury as described in subsection (e) of this Section,
13 to meeting the qualifications to register to vote in
14 Illinois at his or her residence address as indicated on
15 his or her driver's license or identification card
16 dual-purpose application.

17 (b-5) If an application for a driver's license, other than
18 a temporary visitor's driver's license, or a State
19 identification card issued by the Office of the Secretary of
20 State does not meet the requirements of the federal REAL ID Act
21 of 2005, then that application shall serve as a dual-purpose
22 application. The dual-purpose application shall:

23 (1) also serve as an application to register to vote in
24 Illinois;

25 (2) allow an applicant to change his or her registered
26 residence address or name as it appears on the voter

1 registration rolls; and

2 (3) if the applicant chooses to register to vote or to
3 change his or her registered residence address or name,
4 then require the applicant to attest, by a separate
5 signature under penalty of perjury, to meeting the
6 qualifications to register to vote in Illinois at his or
7 her residence address as indicated on his or her
8 dual-purpose application.

9 (b-10) The Office of the Secretary of State shall clearly
10 and conspicuously inform each applicant in writing: (i) of the
11 qualifications to register to vote in Illinois, (ii) of the
12 penalties provided by law for submission of a false voter
13 registration application, (iii) that, unless the applicant
14 declines to register to vote or update his or her voter
15 registration, his or her dual-purpose application shall also
16 serve as both an application to register to vote and his or her
17 attestation that he or she meets the eligibility requirements
18 for voter registration, and that his or her application to
19 register to vote or update his or her registration will be
20 transmitted to the State Board of Elections for the purpose of
21 registering the person to vote at the residence address to be
22 indicated on his or her driver's license or identification
23 card, and (iv) that declining to register to vote is
24 confidential and will not affect any services the person may be
25 seeking from the Office of the Secretary of State.

26 (c) The Office of the Secretary of State shall review

1 information provided to the Office of the Secretary of State by
2 the State Board of Elections to inform each applicant for a
3 driver's license or permit, other than a temporary visitor's
4 driver's license, or a State identification card issued by the
5 Office of the Secretary of State whether the applicant is
6 currently registered to vote in Illinois and, if registered, at
7 what address.

8 (d) The Office of the Secretary of State shall not require
9 an applicant for a driver's license or State identification
10 card to provide duplicate identification or information in
11 order to complete an application to register to vote or change
12 his or her registered residence address or name. Before
13 transmitting any personal information about an applicant to the
14 State Board of Elections, the Office of the Secretary of State
15 shall review its records of the identification documents the
16 applicant provided in order to complete the application for a
17 driver's license or State identification card, to confirm that
18 nothing in those documents indicates that the applicant does
19 not satisfy the qualifications to register to vote in Illinois
20 at his or her residence address.

21 (e) A completed, signed application for (i) a driver's
22 license or permit, other than a temporary visitor's driver's
23 license, or a State identification card issued by the Office of
24 the Secretary of State, that meets the requirements of the
25 federal REAL ID Act of 2005; or (ii) a completed application
26 under subsection (b-5) of this Section with a separate

1 signature attesting the applicant meets the qualifications to
2 register to vote in Illinois at his or her residence address as
3 indicated on his or her application shall constitute a signed
4 application to register to vote in Illinois at the residence
5 address indicated in the application unless the person
6 affirmatively declined in the application to register to vote
7 or to change his or her registered residence address or name.
8 If the identification documents provided to complete the
9 dual-purpose application indicate that he or she does not
10 satisfy the qualifications to register to vote in Illinois at
11 his or her residence address, the application shall be marked
12 as incomplete and the Office of the Secretary of State shall
13 transmit all such records to the State Board of Elections.

14 (f) For each completed and signed application that
15 constitutes an application to register to vote in Illinois or
16 provides for a change in the applicant's registered residence
17 address or name, the Office of the Secretary of State shall
18 electronically transmit to the State Board of Elections
19 personal information needed to complete the person's
20 registration to vote in Illinois at his or her residence
21 address. The application to register to vote shall be processed
22 in accordance with Section 1A-16.6.

23 (g) If the federal REAL ID Act of 2005 is repealed,
24 abrogated, superseded, or otherwise no longer in effect, then
25 the State Board of Elections shall establish criteria for
26 determining reliable personal information indicating

1 citizenship status and shall adopt rules as necessary for the
2 Secretary of State to continue processing dual-purpose
3 applications under this Section.

4 (h) As used in this Section, "dual-purpose application"
5 means an application for driver's license or permit, other than
6 a temporary visitor's driver's license, or a State
7 identification card offered by the Secretary of State that also
8 serves as an application to register to vote in Illinois.

9 (10 ILCS 5/1A-16.2 new)

10 Sec. 1A-16.2. Automatic voter registration; designated
11 automatic voter registration agencies.

12 (a) Each designated automatic voter registration agency
13 may, pursuant to an interagency contract and jointly-adopted
14 rules with the State Board of Elections, agree to participate
15 in an automatic voter registration program established by the
16 State Board of Elections that satisfies the requirements of
17 this Section and other applicable law.

18 (b) As provided in subsection (a), each designated
19 automatic voter registration agency that collects or
20 cross-references reliable personal information indicating
21 citizenship status may provide that an application for a
22 license, permit, program, or service offered by that agency
23 shall serve as a dual-purpose application. The dual-purpose
24 application shall:

25 (1) also serve as an application to register to vote in

1 Illinois;

2 (2) allow an applicant to change his or her registered
3 residence address or name as it appears on the voter
4 registration rolls;

5 (3) provide the applicant with an opportunity to
6 affirmatively decline to register to vote or change his or
7 her registered residence address or name by providing a
8 check box on the application form without requiring the
9 applicant to state the reason; and

10 (4) unless the applicant declines to register to vote
11 or to change his or her registered residence address or
12 name, require the applicant to attest, by signature under
13 penalty of perjury, to meeting the qualifications to
14 register to vote in Illinois at his or her residence
15 address as indicated on his or her dual-purpose
16 application.

17 (c) As provided in subsection (a) of this Section, each
18 designated automatic voter registration agency that does not
19 collect or cross-reference records containing reliable
20 personal information indicating citizenship status may provide
21 that an application for a license, permit, program, or service
22 offered by that agency shall serve as a dual-purpose
23 application. The dual-purpose application shall:

24 (1) also serve as an application to register to vote in
25 Illinois;

26 (2) allow an applicant to change his or her registered

1 residence address; and

2 (3) if the applicant chooses to register to vote or to
3 change his or her registered residence address or name,
4 then require the applicant to attest, by a separate
5 signature under penalty of perjury, to meeting the
6 qualifications to register to vote in Illinois at his or
7 her residence address as indicated on his or her
8 dual-purpose application.

9 (c-5) The designated automatic voter registration agency
10 shall clearly and conspicuously inform each applicant in
11 writing: (i) of the qualifications to register to vote in
12 Illinois, (ii) of the penalties provided by law for submission
13 of a false voter registration application, (iii) that, unless
14 the applicant declines to register to vote or update his or her
15 voter registration, his or her application shall also serve as
16 both an application to register to vote and his or her
17 attestation that he or she meets the eligibility requirements
18 for voter registration, and that his or her application to
19 register to vote or update his or her registration will be
20 transmitted to the State Board of Elections for the purpose of
21 registering the person to vote at the residence address to be
22 indicated on the dual-purpose application, (iv) that
23 information identifying the agency at which he or she applied
24 to register to vote is confidential, (v) that declining to
25 register to vote is confidential and will not affect any
26 services the person may be seeking from the agency, and (vi)

1 any additional information needed in order to comply with
2 Section 7 of the federal National Voter Registration Act of
3 1993.

4 (d) The designated automatic voter registration agency
5 shall review information provided to the agency by the State
6 Board of Elections to inform each applicant whether the
7 applicant is currently registered to vote in Illinois and, if
8 registered, at what address.

9 (e) The designated automatic voter registration agency
10 shall not require an applicant for a dual-purpose application
11 to provide duplicate identification or information in order to
12 complete an application to register to vote or change his or
13 her registered residence address or name. Before transmitting
14 any personal information about an applicant to the State Board
15 of Elections, the agency shall review its records of the
16 identification documents the applicant provided or that the
17 agency cross-references in order to complete the dual-purpose
18 application, to confirm that nothing in those documents
19 indicates that the applicant does not satisfy the
20 qualifications to register to vote in Illinois at his or her
21 residence address. A completed and signed dual-purpose
22 application, including a completed application under
23 subsection (c) of this Section with a separate signature
24 attesting that the applicant meets the qualifications to
25 register to vote in Illinois at his or her residence address as
26 indicated on his or her application, shall constitute an

1 application to register to vote in Illinois at the residence
2 address indicated in the application unless the person
3 affirmatively declined in the application to register to vote
4 or to change his or her registered residence address or name.
5 If the identification documents provided to complete the
6 dual-purpose application, or that the agency cross-references,
7 indicate that he or she does not satisfy the qualifications to
8 register to vote in Illinois at his or her residence address,
9 the application shall be marked as incomplete and the agency
10 shall transmit all such records to the State Board of
11 Elections.

12 (f) For each completed and signed dual-purpose application
13 that constitutes an application to register to vote in Illinois
14 or provides for a change in the applicant's registered
15 residence address or name, the designated automatic voter
16 registration agency shall electronically transmit to the State
17 Board of Elections personal information needed to complete the
18 person's registration to vote in Illinois at his or her
19 residence address. The application to register to vote shall be
20 processed in accordance with Section 1A-16.6.

21 (g) As used in this Section:

22 "Designated automatic voter registration agency" or
23 "agency" means the Department of Human Services, the
24 Department of Healthcare and Family Services, the
25 Department of Employment Security, the Department on
26 Ageing, the Department of Financial and Professional

1 Regulation, the Department of Natural Resources, or an
2 agency of the State or federal government that has been
3 determined by the State Board of Elections to have access
4 to reliable personal information and has entered into an
5 interagency contract with the State Board of Elections to
6 participate in the automatic voter registration program
7 under this Section.

8 "Dual-purpose application" means an application for a
9 license, permit, program, or service offered by a
10 designated automatic voter registration agency that also
11 serves as an application to register to vote in Illinois.

12 "Reliable personal information" means information
13 about individuals obtained from government sources that
14 may be used to verify whether an individual is eligible to
15 register to vote.

16 (10 ILCS 5/1A-16.6)

17 Sec. 1A-16.6. Automatic ~~Government~~ agency voter
18 registration.

19 (a) The State Board of Elections shall establish and
20 maintain a portal for automatic government agency voter
21 registration that permits an eligible person to electronically
22 apply to register to vote or to update his or her existing
23 voter registration as provided in Section 1A-16.1 or Section
24 1A-16.2. The portal shall interface with the online voter
25 registration system established in Section 1A-16.5 of this Code

1 and shall be capable of receiving and processing voter
2 registration application information, including electronic
3 signatures, from the Office of the Secretary of State and each
4 designated automatic voter registration agency, as defined in
5 Section 1A-16.2. The State Board of Elections may
6 cross-reference voter registration information from any
7 designated automatic voter registration agency, as defined
8 under Section 1A-16.2 of this Code, with information contained
9 in the database of the Secretary of State as provided under
10 subsection (c) of Section 1A-16.5 of this Code. The State Board
11 of Elections shall modify the online voter registration system
12 as necessary to implement this Section. By April 1, 2016, the
13 State Board of Elections shall establish and maintain a portal
14 for government agency registration that permits an eligible
15 person to electronically apply to register to vote or to update
16 his or her existing voter registration whenever he or she
17 conducts business, either online or in person, with a
18 designated government agency. The portal shall interface with
19 the online voter registration system established in Section
20 1A-16.5 of this Code and shall be capable of receiving and
21 processing voter registration application information,
22 including electronic signatures, from a designated government
23 agency. The State Board of Elections shall modify the online
24 voter registration system as necessary to implement this
25 Section.

26 ~~Voter registration data received from a designated~~

1 ~~government agency through the online registration system shall~~
2 ~~be processed as provided for in Section 1A-16.5 of this Code.~~

3 ~~Whenever the registration interface is accessible to the~~
4 ~~general public, including, but not limited to, online~~
5 ~~transactions, the interface shall allow the applicant to~~
6 ~~complete the process as provided for in Section 1A-16.5 of this~~
7 ~~Code. The online interface shall be capable of providing the~~
8 ~~applicant with the applicant's voter registration status with~~
9 ~~the State Board of Elections and, if registered, the~~
10 ~~applicant's current registration address. The applicant shall~~
11 ~~not be required to re-enter any registration data, such as~~
12 ~~name, address, and birth date, if the designated government~~
13 ~~agency already has that information on file. The applicant~~
14 ~~shall be informed that by choosing to register to vote or to~~
15 ~~update his or her existing voter registration, the applicant~~
16 ~~consents to the transfer of the applicant's personal~~
17 ~~information to the State Board of Elections.~~

18 ~~Whenever a government employee is accessing the~~
19 ~~registration system while servicing the applicant, the~~
20 ~~government employee shall notify the applicant of the~~
21 ~~applicant's registration status with the State Board of~~
22 ~~Elections and, if registered, the applicant's current~~
23 ~~registration address. If the applicant elects to register to~~
24 ~~vote or to update his or her existing voter registration, the~~
25 ~~government employee shall collect the needed information and~~
26 ~~assist the applicant with his or her registration. The~~

1 ~~applicant shall be informed that by choosing to register to~~
2 ~~vote or to update his or her existing voter registration, the~~
3 ~~applicant consents to the transfer of the applicant's personal~~
4 ~~information to the State Board of Elections.~~

5 ~~In accordance with technical specifications provided by~~
6 ~~the State Board of Elections, each designated government agency~~
7 ~~shall maintain a data transfer mechanism capable of~~
8 ~~transmitting voter registration application information,~~
9 ~~including electronic signatures where available, to the online~~
10 ~~voter registration system established in Section 1A-16.5 of~~
11 ~~this Code. Each designated government agency shall establish~~
12 ~~and operate a voter registration system capable of transmitting~~
13 ~~voter registration application information to the portal as~~
14 ~~described in this Section by July 1, 2016.~~

15 (b) Voter registration data received from the Office of the
16 Secretary of State or a designated automatic voter registration
17 agency through the online registration application system
18 shall be processed as provided in Section 1A-16.5 of this Code.
19 ~~Whenever an applicant's data is transferred from a designated~~
20 ~~government agency, the agency must transmit a signature image~~
21 ~~if available. If no signature image was provided by the agency~~
22 ~~or if no signature image is available in the Secretary of~~
23 ~~State's database or the statewide voter registration database,~~
24 ~~the applicant must be notified that their registration will~~
25 ~~remain in a pending status and the applicant will be required~~
26 ~~to provide identification and a signature to the election~~

1 ~~authority on Election Day in the polling place or during early~~
2 ~~voting.~~

3 (c) The State Board of Elections shall establish technical
4 specifications applicable to each automatic government
5 registration program. The Office of the Secretary of State and
6 each designated automatic voter registration agency shall
7 maintain a data transfer mechanism capable of transmitting
8 voter registration application information, including
9 electronic signatures where available, to the online voter
10 registration system established in Section 1A-16.5 of this
11 Code. ~~The State Board of Elections shall track registration~~
12 ~~data received through the online registration system that~~
13 ~~originated from a designated government agency for the purposes~~
14 ~~of maintaining statistics required by the federal National~~
15 ~~Voter Registration Act of 1993, as amended.~~

16 (d) The State Board of Elections shall, by rule, establish
17 criteria and procedures for determining whether an agency of
18 the State or federal government seeking to become a designated
19 automatic voter registration agency has access to reliable
20 personal information, as defined under this subsection (d) and
21 subsection (f) of Section 1A-16.2 of this Code, and otherwise
22 meets the requirements to enter into an interagency contract
23 and to operate as a designated automatic voter registration
24 agency. The State Board of Elections shall approve each
25 interagency contract upon affirmative vote of a majority of its
26 members. ~~The State Board of Elections shall submit a report to~~

1 ~~the General Assembly and the Governor by December 1, 2015~~
2 ~~detailing the progress made to implement the government agency~~
3 ~~voter registration portal described in this Section.~~

4 As used in this subsection (d), "reliable personal
5 information" means information about individuals obtained from
6 government sources that may be used to verify whether an
7 individual is eligible to register to vote.

8 (e) Whenever an applicant's data is transferred from the
9 Office of the Secretary of State or a designated automatic
10 voter registration agency, the agency must transmit a signature
11 image if available. If no signature image was provided by the
12 agency, or if no signature image is available in the Office of
13 the Secretary of State's database or the statewide voter
14 registration database, the applicant must be notified that his
15 or her registration will remain in a pending status, and the
16 applicant will be required to provide identification that
17 complies with the federal Help America Vote Act of 2002 and a
18 signature to the election authority on election day in the
19 polling place or during early voting. ~~The Board shall adopt~~
20 rules, in consultation with the impacted agencies.

21 (f) Upon receipt of personal information collected and
22 transferred by the Office of the Secretary of State or a
23 designated automatic voter registration agency, the State
24 Board of Elections shall check the information against the
25 statewide voter registration database. The State Board of
26 Elections shall create and electronically transmit to the

1 appropriate election authority a voter registration
2 application for any individual who is not registered to vote in
3 Illinois and is not disqualified as provided in this Section or
4 whose information reliably indicates a more recent update to
5 the name or address of a person already included in the
6 statewide voter database. The election authority shall process
7 the application accordingly. ~~As used in this Section, a~~
8 ~~"designated government agency" means the Secretary of State's~~
9 ~~Driver Services and Vehicle Services Departments, the~~
10 ~~Department of Human Services, the Department of Healthcare and~~
11 ~~Family Services, the Department of Employment Security, and the~~
12 ~~Department on Aging.~~

13 (g) The appropriate election authority shall ensure that
14 any applicant who is registered to vote or whose existing voter
15 registration is updated under this Section is promptly sent
16 written notice of the change. The notice required by this
17 subsection (g) may be sent or combined with other notices
18 required or permitted by law, including, but not limited to,
19 any notices sent pursuant to Section 1A-16.5 of this Code. Any
20 notice required by this subsection (g) shall contain, at a
21 minimum: (i) the applicant's name and residential address as
22 reflected on the voter registration list; (ii) a statement
23 notifying the applicant to contact the appropriate election
24 authority if his or her voter registration has been updated in
25 error; (iii) the qualifications to register to vote in
26 Illinois; (iv) a statement notifying the applicant that he or

1 she may opt out of voter registration or request a change to
2 his or her registration information at any time by contacting
3 an election official; and (v) contact information for the
4 appropriate election authority, including a phone number,
5 address, electronic mail address, and website address.

6 (h) The appropriate election authority shall ensure that
7 any applicant whose voter registration application is not
8 accepted or deemed incomplete is promptly sent written notice
9 of the application's status. The notice required by this
10 subsection may be sent or combined with other notices required
11 or permitted by law, including, but not limited to, any notices
12 sent pursuant to Section 1A-16.5 of this Code. Any notice
13 required by this subsection (h) shall contain, at a minimum,
14 the reason the application was not accepted or deemed
15 incomplete and contact information for the appropriate
16 election authority, including a phone number, address,
17 electronic mail address, and website address.

18 (i) If the Office of the Secretary of State or a designated
19 automatic voter registration agency transfers information, or
20 if the State Board of Elections creates and transmits a voter
21 registration application, for a person who does not qualify as
22 an eligible voter, then it shall not constitute a completed
23 voter registration form, and the person shall not be considered
24 to have registered to vote.

25 (j) If the registration is processed by any election
26 authority, then it shall be presumed to have been effected and

1 officially authorized by the State, and that person shall not
2 be found on that basis to have made a false claim to
3 citizenship or to have committed an act of moral turpitude, nor
4 shall that person be subject to penalty under any relevant
5 laws, including, but not limited to, Sections 29-10 and 29-19
6 of this Code. This subsection (j) does not apply to a person
7 who knows that he or she is not entitled to register to vote
8 and who willfully votes, registers to vote, or attests under
9 penalty of perjury that he or she is eligible to register to
10 vote or willfully attempts to vote or to register to vote.

11 (k) The State Board of Elections, the Office of the
12 Secretary of State, and each designated automatic voter
13 registration agency shall implement policies and procedures to
14 protect the privacy and security of voter information as it is
15 acquired, stored, and transmitted among agencies, including
16 policies for the retention and preservation of voter
17 information. Information designated as confidential under this
18 Section may be recorded and shared among the State Board of
19 Elections, election authorities, the Office of the Secretary of
20 State, and designated automatic voter registration agencies,
21 but shall be used only for voter registration purposes, shall
22 not be disclosed to the public except in the aggregate as
23 required by subsection (m) of this Section, and shall not be
24 subject to the Freedom of Information Act. The following
25 information shall be designated as confidential:

26 (1) any portion of an applicant's Social Security

1 number;

2 (2) any portion of an applicant's driver's license
3 number or State identification number;

4 (3) an applicant's decision to decline voter
5 registration;

6 (4) the identity of the person providing information
7 relating to a specific applicant; and

8 (5) the personal residence and contact information of
9 any applicant for whom local, State, or federal law
10 requires confidentiality, including, but not limited to, a
11 victim of domestic violence pursuant to the Address
12 Confidentiality for Victims of Domestic Violence Act or a
13 victim of stalking pursuant to the Stalking No Contact
14 Order Act.

15 This subsection (k) shall not apply to information the
16 State Board of Elections is required to share with the
17 Electronic Registration Information Center.

18 (l) The voter registration procedures implemented under
19 this Section shall comport with the federal National Voter
20 Registration Act of 1993, as amended, and shall specifically
21 require that the State Board of Elections track registration
22 data received through the online registration system that
23 originated from a designated automatic voter registration
24 agency for the purposes of maintaining statistics.

25 (m) The State Board of Elections, each election authority
26 that maintains a website, the Office of the Secretary of State,

1 and each designated automatic voter registration agency that
2 maintains a website shall provide information on their websites
3 informing the public about the new registration procedures
4 described in this Section. The Office of the Secretary of State
5 and each designated automatic voter registration agency shall
6 display signage or provide literature for the public containing
7 information about the new registration procedures described in
8 this Section.

9 (n) No later than 6 months after the effective date of this
10 amendatory Act of the 100th General Assembly, the State Board
11 of Elections shall hold at least one public hearing on
12 implementing this amendatory Act of the 100th General Assembly
13 at which the public may provide input.

14 (o) The State Board of Elections shall submit an annual
15 public report to the General Assembly and the Governor
16 detailing the progress made to implement this Section. The
17 report shall include all of the following: the number of
18 records transferred under this Section by agency, the number of
19 voters newly added to the statewide voter registration list
20 because of records transferred under this Section by agency,
21 the number of updated registrations under this Section by
22 agency, the number of persons who opted out of voter
23 registration, and the number of voters who submitted voter
24 registration forms using the online procedure described in
25 Section 1A-16.5 of this Code. Any report produced under this
26 subsection shall exclude any information that identifies any

1 individual personally.

2 (p) The State Board of Elections, in consultation with
3 election authorities, the Office of the Secretary of State,
4 designated automatic voter registration agencies, and
5 community organizations, shall adopt rules as necessary to
6 implement the provisions of this Section.

7 (Source: P.A. 98-1171, eff. 6-1-15.)

8 (10 ILCS 5/1A-16.8)

9 Sec. 1A-16.8. Automatic transfer of registration based
10 upon information from the National Change of Address database
11 and designated automatic voter registration agencies.

12 (a) The State Board of Elections shall cross-reference the
13 statewide voter registration database against the United
14 States Postal Service's National Change of Address database
15 twice each calendar year, April 15 and October 1 in
16 odd-numbered years and April 15 and December 1 in even-numbered
17 years, and shall share the findings with the election
18 authorities.

19 (b) In addition, beginning no later than September 1, 2017,
20 the State Board of Elections shall utilize data provided as
21 part of its membership in the Electronic Registration
22 Information Center in order to cross-reference the statewide
23 voter registration database against databases of relevant
24 personal information kept by designated automatic voter
25 registration agencies, including, but not limited to, driver's

1 license information kept by the Secretary of State, at least 6
2 times each calendar year and shall share the findings with
3 election authorities.

4 This subsection (b) shall no longer apply once Sections
5 1A-16.1 and 1A-16.2 of this Code are fully implemented as
6 determined by the State Board of Elections. Upon a
7 determination by the State Board of Elections of full
8 implementation of Sections 1A-16.1 and 1A-16.2 of this Code,
9 the State Board of Elections shall file notice of full
10 implementation and the inapplicability of this subsection (b)
11 with the Index Department of the Office of the Secretary of
12 State, the Governor, the General Assembly, and the Legislative
13 Reference Bureau.

14 (c) An election authority shall automatically register any
15 voter who has moved into its jurisdiction from another
16 jurisdiction in Illinois or has moved within its jurisdiction
17 provided that:

18 (1) the election authority whose jurisdiction includes
19 the new registration address provides the voter an
20 opportunity to reject the change in registration address
21 through a mailing, sent by non-forwardable mail, to the new
22 registration address, and

23 (2) when the election authority whose jurisdiction
24 includes the previous registration address is a different
25 election authority, then that election authority provides
26 the same opportunity through a mailing, sent by forwardable

1 mail, to the previous registration address.

2 This change in registration shall trigger the same
3 inter-jurisdictional or intra-jurisdictional workflows as if
4 the voter completed a new registration card, including the
5 cancellation of the voter's previous registration. Should the
6 registration of a voter be changed from one address to another
7 within the State and should the voter appear at the polls and
8 offer to vote from the prior registration address, attesting
9 that the prior registration address is the true current
10 address, the voter, if confirmed by the election authority as
11 having been registered at the prior registration address and
12 canceled only by the process authorized by this Section, shall
13 be issued a regular ballot, and the change of registration
14 address shall be canceled. If the election authority is unable
15 to immediately confirm the registration, the voter shall be
16 permitted to register and vote a regular ballot, provided that
17 he or she meets the documentary requirements for same-day
18 registration. If the election authority is unable to confirm
19 the registration and the voter does not meet the requirements
20 for same-day registration, the voter shall be issued a
21 provisional ballot.

22 (d) No voter shall be disqualified from voting due to an
23 error relating to an update of registration under this Section.

24 (Source: P.A. 98-1171, eff. 6-1-15; 99-522, eff. 6-30-16.)

25 (10 ILCS 5/1A-16.9 new)

1 Sec. 1A-16.9. Implementation. The changes made by this
2 amendatory Act of the 100th General Assembly shall be
3 implemented no later than July 1, 2018.

4 Section 15. The Illinois Vehicle Code is amended by
5 changing Section 2-105 as follows:

6 (625 ILCS 5/2-105) (from Ch. 95 1/2, par. 2-105)

7 Sec. 2-105. Offices of Secretary of State.

8 (a) The Secretary of State shall maintain offices in the
9 State capital and in such other places in the State as he may
10 deem necessary to properly carry out the powers and duties
11 vested in him.

12 (b) The Secretary of State may construct and equip one or
13 more buildings in the State of Illinois outside of the County
14 of Sangamon as he deems necessary to properly carry out the
15 powers and duties vested in him. The Secretary of State may, on
16 behalf of the State of Illinois, acquire public or private
17 property needed therefor by lease, purchase or eminent domain.
18 The care, custody and control of such sites and buildings
19 constructed thereon shall be vested in the Secretary of State.
20 Expenditures for the construction and equipping of any of such
21 buildings upon premises owned by another public entity shall
22 not be subject to the provisions of any State law requiring
23 that the State be vested with absolute fee title to the
24 premises. The exercise of the authority vested in the Secretary

1 of State by this Section is subject to the appropriation of the
2 necessary funds.

3 (c) Pursuant to Sections 1A-16.1, 1A-16.6, and Section
4 1A-25 of the Election Code, the Secretary of State shall make
5 driver services facilities available for use as places of
6 accepting applications for voter registration.

7 (d) (Blank).

8 (e) Each person applying at a driver services facility for
9 a driver's license or permit, a corrected driver's license or
10 permit, an Illinois identification card or a corrected Illinois
11 identification card shall be notified, under the procedures set
12 forth in Sections 1A-16.1 and 1A-16.6 of the Election Code,
13 that unless he or she affirmatively declines, his or her
14 personal information shall be transferred to the State Board of
15 Elections for the purpose of creating an electronic voter
16 registration application ~~that the person may apply to register~~
17 ~~to vote at such station and may also apply to transfer his or~~
18 ~~her voter registration at such station to a different address~~
19 ~~in the State.~~ Such notification may be made in writing or
20 verbally issued by an employee or the Secretary of State.

21 The Secretary of State shall promulgate such rules as may
22 be necessary for the efficient execution of his duties and the
23 duties of his employees under this Section.

24 (f) Any person applying at a driver services facility for
25 issuance or renewal of a driver's license or Illinois
26 Identification Card shall be provided, without charge, with a

1 brochure warning the person of the dangers of financial
2 identity theft. The Department of Financial and Professional
3 Regulation shall prepare these brochures and provide them to
4 the Secretary of State for distribution. The brochures shall
5 (i) identify signs warning the reader that he or she might be
6 an intended victim of the crime of financial identity theft,
7 (ii) instruct the reader in how to proceed if the reader
8 believes that he or she is the victim of the crime of identity
9 theft, and (iii) provide the reader with names and telephone
10 numbers of law enforcement and other governmental agencies that
11 provide assistance to victims of financial identity theft.

12 (g) The changes made by this amendatory Act of the 100th
13 General Assembly shall be implemented no later than July 1,
14 2018.

15 (Source: P.A. 97-81, eff. 7-5-11.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.